GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Home (Ser.II) Department – Review petition of Sri A.Srinivasa Rao, PC 1779 of Vijayawada City against the punishment of "PPI for two years with cumulative effect on future increments and pension" treating the suspension period from 31.05.2002 to 15.04.2004 as 'Not on Duty' – Review petition accepted – Modification orders - Issued.

HOME (SERVICE-II) DEPARTMENT

G.O.Rt.No. 759 **Dated:16.08.2022**
Read the following:-

1) Review petition of Sri A.Srinivasa Rao, PC-1779, Vijayawada City, dated.24.03.2022.
2) Government Memo. No.1582501/Ser II/A/2021, Dt: 08.04.2022
3) From the DGP, AP, Mangalagiri, Lr. Rc.No. 438/T3/2022, Dt: 29.06.2022.

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ORDER:

The Director General of Police, A.P., in the letter 3rd read above has stated that that Sri A.Srinivasa Rao, PC-1779 of Vijayawada City was handed upon with a Major Charge under Rule-20 of A.P.C.S (CC&A) Rules, 1991 vide Charge Memo dated.12.06.2002.

2. Further stated that, the Hon'ble Court of II Addl. Chief Metropolitan Magistrate cum-Mahila Magistrate, Vijayawada vide order dated 12.08.2008 in C.C.No.963/2002, was acquitted the above individual from the Criminal case, u/s 248(1) of Cr.P.C [Crime No.163/2002].

3. The Assistant Commissioner of Police, West Zone, Vijayawada City who was appointed as Inquiry Authority, conducted the Oral Enquiry, holding the Charge **'Proved'** vide findings Dt: 25.05.2013.

4. The Commissioner of Police, Vijayawada City has duly following the procedure laid down in the A.P.C.S (CC&A) Rules, 1991 had awarded the punishment of "PPI for two years with effect on future increments and pension" treating the suspension period from 31.05.2002 to 15.04.2004 as 'Not on Duty' vide proceedings dated.20.06.2019.

5. The Appeal and Revision petitions of the PC-681 were considered and rejected by the Competent Authorities vide proceedings dated.01.06.2020 & 14.12.2021 respectively.

6. Sri A.Srinivasa Rao, PC-1779 of Vijayawada City has submitted his Review petition dated.24.03.2022 to the Government requesting to set aside the punishment of "PPI for two years with cumulative effect on future increments and pension" treating the suspension period from 31.05.2002 to 15.04.2004 as 'Not on Duty'.

7. As Rule-41 of the APCS (CC&A) Rules, 1991, the above Review petition is within the time limit of three years.

8. Government have examined the matter in detail, keeping in view of the rules and decided to accept the Review petition of Sri A.Srinivasa Rao, PC-1779 of Vijayawada City by modifying the punishment of "PPI for two years with cumulative effect on future increments and pension" treating the suspension period from 31.05.2002 to 15.04.2004 as 'Not on Duty' awarded by the Commissioner of Police, Vijayawada to that of "Censure" besides treating the suspension period from 31.05.2002 to 15.04.2004 as eligible leave, as the individual is found not guilty of the offence charged U/s 498-A IPC and he is acquitted in C.C.No.963/2002, dated.12.08.2008 [Crime No.163/2002].

[Contd..2]

9. Accordingly, Government hereby modify the punishment of 'PPI for two years with cumulative effect on future increments and pension' treating the suspension period from 31.05.2002 to 15.04.2004 as 'Not on Duty' awarded by the Commissioner of Police, Vijayawada to that of "Censure" besides treating the suspension period from 31.05.2002 to 15.04.2004 'as leave' which he is eligible, in respect of Sri A.Srinivasa Rao, PC-1779 of Vijayawada City.

10. The Director General of Police, A.P., Mangalagiri is requested to take necessary action in the matter accordingly. The records received through the letter 3rd read above are returned herewith and receipt of the same should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

HARISH KUMAR GUPTA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, A.P. Mangalagiri
The Individual concerned through DGP, AP.
Copy to:
The P.S. to Minister (Home).
The P.S. to Principal Secretary to Govt.(Home)
SF/SC.

//Forwarded :: By Order//

SECTION OFFICER